

SENATE BILL 2039
By Williams

AN ACT to provide for the location and development of planned mobile home parks in Union County.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. PURPOSE AND SCOPE

The purpose of this act is to provide areas within the confines of Union County outside the city limits of Maynardville for the location and development of planned mobile home parks. These areas shall be developed and located so as to provide safe and sanitary living conditions for mobile home occupants and to be convenient to employment, shopping centers, schools and other community facilities.

SECTION 2. DEFINITIONS

(1) "Buffer strip" means a planted material or other material as may be approved by the Union County Planning Commission which will provide a screen not less than six feet (6 ') in height;

(2) "Health officer" means the health officer of Union County, Tennessee or his authorized representative.

(3) "Mobile home" means a detached single-family dwelling unit with all of the following characteristics:

(A) Designed for long-term occupancy, and containing sleeping accommodations, a flush toilet, a tub or shower bath, and kitchen facilities, with plumbing and electrical connections provided for attachment to outside systems;

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(B) Designed to be transported after fabrication on its own wheels, or on flatbed or other trailers or detachable wheels; and

(C) Arriving at the site where it is to be occupied as a dwelling complete, including major appliances and furniture, and ready for occupancy except for minor and incidental unpacking and assembly operations, location of foundation supports, connection to utilities, and the like; and

(4) "Mobile home park" means any plot of ground containing a minimum of two (2) acres upon which three (3) or more mobile homes are located or are intended to be located, but does not include sites where unoccupied mobile homes are on display for sale. A mobile home park cannot be developed on a site that is less than two (2) acres in size.

SECTION 3. It shall be unlawful for any person to place or maintain three (3) or more mobile homes for living or sleeping purposes on any premises or tract of land in Union County outside the city limits of Maynardville unless they are contained within a planned mobile home park duly permitted pursuant to the provisions of this act.

SECTION 4. The Union County Planning Commission shall grant approval of a mobile home park when all the provisions of this act have been met. An application and all accompanying plans and supporting data shall be filed in duplicate with the planning commission at least seven (7) days prior to a regular meeting of the commission.

SECTION 5. The owner or lessee of the land parcel proposed for a mobile home park shall submit a plan for development to the Union County Planning Commission for approval.

This plan shall show:

- (1) The park plan drawn to scale;
- (2) The area and dimensions of the proposed park;
- (3) The location and width of all driveways and walkways;
- (4) The location and dimensions of any proposed service buildings and structures;

- (5) The location of all water and sewer lines;
- (6) The location of all equipment and facilities for refuse disposal and other park improvements;
- (7) A plan for drainage of the park;
- (8) A certificate of accuracy signed by the surveyor or engineer that the boundary survey is correct;
- (9) A certificate and signature of the health officer;
- (10) A certificate for planning commission approval; and
- (11) Any other information deemed pertinent by the planning commission.

SECTION 6. MINIMUM STANDARDS

- (a) The site shall be located on a well-drained and flood-free site with proper drainage.
- (b) The site shall not be exposed to objectionable smoke, noise, odors, insect or rodent harborage or other adverse influences.
- (c) The site shall be located with direct access to an open public street.
- (d) The planning commission may attach special conditions and safeguards to protect both the occupants of the park and the occupants of surrounding property from such elements as noise, light and dust. Where required to serve these ends, walls, planting, surfacing or other material or artificial means for protection may be required as a part of such special conditions.
- (e) The mobile home park shall contain not more than five (5) individual mobile home spaces per gross acre.
- (f) Service buildings shall be of permanent construction, adequately ventilated and lighted.

(g) An approved water supply and sewer shall be provided to each mobile home space. Piping and connections shall be as specified and approved by the county health officer.

(h) The planning commission shall determine if common areas are needed. If required, the area shall contain a minimum of five hundred square feet (500 sq. ft.) for mobile home space, exclusive of roadways, mobile home spaces and parking spaces.

(i) All service buildings shall be convenient to the spaces which they serve and shall be maintained in a clean and sanitary condition.

(j) The drives, walks, and parking areas shall be paved with hard surface material which shall be not less than double bituminous surface.

(k) Roadways shall be a minimum of twenty feet (20 ') in width.

(l) Entrances and exits to the mobile home park shall be designed for safe and convenient movement of traffic into and out of the park, and shall be located and designed as prescribed by the Union County Planning Commission.

(m) Any part of the park area not used for buildings or other structures, parking, or access ways shall be landscaped with grass, trees, shrubs, and pedestrian walks.

(n) The park shall be adequately lighted. At the discretion of the planning commission on all sizable mobile home parks, all interior drives and walkways within the park shall be lighted at night with security lights.

(o) Each mobile home shall be set back a minimum of thirty feet (30 ') from any public street and a minimum of fifteen feet (15 ') from all property lines.

(p) Each mobile home park shall provide at least two (2) off-street parking spaces for each mobile home unit. The parking spaces shall be located for convenient access to the mobile home units.

(q) All service buildings and the grounds of the park shall be maintained in a clean, sightly condition and kept free from any conditions that will menace the health of any occupant or the public or constitute a nuisance.

(r) Fire hydrants will be required if sufficient size water lines are available to serve the hydrants.

(s) In each mobile home park, the duly authorized attendant or caretaker shall be charged at all times to keep the mobile home park, its facilities and equipment, in a clean, orderly, safe and sanitary condition.

(t) It shall be unlawful for any person to maintain or operate a mobile home park within the Union County Planning Region, unless such person first obtains approval from the Union County Planning Commission.

SECTION 7. ENFORCEMENT

Any person or persons who willfully neglects or refuses to comply with any of the provisions of this act shall be subject to a civil penalty of not more than fifty dollars (\$50.00) for each offense. Each day of violation shall constitute a separate offense.

SECTION 8. REVIEW POWERS OF THE COMMISSION

(a) Any of the foregoing provisions may at the discretion of the Union County Planning Commission be waived for good and sufficient reasons. However, all mobile home park requests shall be submitted to the commission for review and shall be accompanied by a mobile home park development plat. The planning commission shall review all mobile home park plans for preliminary and final approval.

(b) Expansion of existing mobile home parks shall be submitted to the Union County Planning Commission for approval and must conform to the standards set forth in this act.

SECTION 9. VALIDITY

If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can

be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 10. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Union County. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body of Union County and certified to the secretary of state.

SECTION 11. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 10.